

## TROUBLE AHEAD FOR BOXING

## FIRE COMMISSIONER CHARGES VIOLATIONS AT THE GARDEN.

Files Complaints Against Promoters of Wells-Brown Contest—Senator Frawley Defends the Management—Row Expected in Boxing Commission.

When the three members of the State boxing commission, which under Senator Frawley's new boxing show law has the say as to many things concerning the now legal performance, meet this afternoon to talk over many disturbing matters that have grown out of the big Wells-Brown fight at Madison Square Garden Wednesday night at least one of the three Commissioners, it was said last night in sporting circles, will enter the conference with an I told you so manner about him.

This member of the commission, the story goes, fought the idea of permitting big shows at the Garden, his idea being that the commission should have commercialism in the fighting game as much as possible, encourage boxing as a sport in small clubs, and in a word strive to keep below the surface the things that killed fighting in Manhattan during the Horton days.

Pat Powers, foremost of the promoters of the Wednesday night fight, seemed to hold the opinion yesterday that all the uproar in the Garden lobbies and surrounding streets would not have happened had Powers and his partners had an inkling that so big a crowd would turn out. Fire Commissioner Johnson and his subordinates had only one kick—the scarcity of chairs and the consequent number of standees who blocked the aisles. As a result of reports made by Battalion Chief Crawley and Capt. Doonin of the bureau of violations, Commissioner Johnson yesterday turned in two violations against the fight management at the Garden.

One of these violations reported by Commissioner Johnson to the Corporation Counsel was against standees in the top gallery and the other against standees blocking aisles and exits on the main floor. Firemen early came across a mass of about 250 standees at one place in the top gallery, took their number as a "sample case" to report a violation and then shoed these and other standees to the main floor. The second sample case selected by the firemen was a crowd of about sixty-five persons blocking aisles near the ringside.

There were hundreds upon hundreds of other standees in violation of the fire laws, but only those two instances were selected. The fine for each violation filed and acted upon is \$50. One fire lieutenant by the way, was punched and knocked down during the evening by a man whom the lieutenant ordered to find a seat or get out. Spectators near by jumped to the fire lieutenant's aid and hustled the fighter from the Garden.

Police Commissioner Waldo lunched with Mayor Gaynor yesterday, and it was reported later that the Mayor and Capt. Waldo had talked over the troubles at the Garden. Mayor Gaynor would not talk yesterday afternoon about his luncheon conversation.

"The government of fighting clubs is a matter of State regulation," was about all that Commissioner Waldo cared to say about Wednesday night's fight. "This department has received no complaints about disorder outside of the club."

Senator Frawley, father of the new bill, thought it at least ungalant that he should be accused, as he was yesterday, of having had a woman spectator removed from the building.

"If a woman was ordered out of the Garden," said the Senator last night, "it's news to me. On the contrary, I see no reason why women who want to see these boxing exhibitions shouldn't go to see them. If there were disturbances and some mauling about the entrances, as reported in the newspapers, I think that it's only natural that a certain amount of confusion should result at the first big boxing exhibition held here in years."

"As for the raising of the prices of tickets, this was chiefly the work, so I have been told, of men who got tickets at the regular price from the management and then resold them at an advance on their own initiative."

Senator Frawley was asked how the State might manage to get its 5 per cent. of the entire receipts if promoters continue to sell tickets at a higher price than advertised.

The price is printed on each ticket and the State officials figure what is coming to the State by counting the \$5, \$3 or whatever priced tickets are in the ticket takers' sealed boxes, and so getting the gross receipts. But if tickets are sold at a higher price than they are marked naturally the State is going to lose some of its percentage. Senator Frawley optimistically believed last night that the boxing commissioners will straighten out this difficulty along with other things that just now are bothersome.

Secretary Harvey of the boxing commission was strongly of the opinion yesterday that the public was quite too much interested in matters that, he said, concern only the Commissioners. The secretary in the absence of the three Commissioners could not definitely name the date of the next big fight here, but thought it would be about a month from now. When informed that the Langford-Jeanette wrap would be held under the management of Pat Powers and his associates at the Garden next Tuesday night the secretary, speaking unofficially he said, expressed the opinion that the commission would have things smoothed out by that time.

Madison Square Garden has the necessary exits, roomy fire escapes and is generally well equipped from the viewpoint of fire headquarters, it was said at Commissioner Johnson's office yesterday. Capt. Doonin on Wednesday night timed the escape of 10,000 or more when the fight was over and found that it took only seven minutes to empty the big building. The exits and fire escapes are as good as any in the city, was the way the Garden was summed up at headquarters.

Firemen, it was announced, are to be sprinkled about freely at all the boxing

## shows during the coming season. Also

advance lists of fight permits granted by the commission are being sent and will be continued to be sent by the boxing commission to Commissioner Johnson. As quickly as received the Fire Commissioner will detail firemen to look the buildings over carefully long enough before the night of the fight to see that the buildings conform with fire regulations.

On and after September 8 the Fire Commissioner will have more power under the Hoy bill, which goes into effect then, to enforce his orders than he has now. At the present time Commissioner Johnson can do little so far as structural changes are concerned in buildings, but under the Hoy law he will be able to order and enforce the immediate vacation of edifices that do not come up to fire regulation standards. Mr. Johnson some time ago wrote to Commissioner Sullivan of the Boxing Commission to say that some buildings where fights have been held in the past are in bad condition. The old phrase, "fire trap," the Commissioner wrote, "hardly is adequate to describe some of these buildings. 'Mystic mazes' would be better." And with his new powers Commissioner Johnson doubtless will close these places, it was said yesterday, until the owners or lessees have complied with the fire laws structurally.

Pat Powers yesterday sent word to the Fire Commissioner after being served with notices of the two fire violations on Wednesday night that in the future the department would have no reason to complain of standees or other laxness on the part of the promoters. Commissioner James E. Sullivan of the boxing commission yesterday sent a list of seven clubs that have just been granted permits for fights and the Commissioner began investigation of these arenas immediately.

Senator Robert Wagner, leader of the Democratic majority, said last night that he believed the boxing commission is quite capable of preventing repetitions of the mixups of Wednesday night in the future.

"My only interest in the affair," said Senator Wagner, "is to see that the sport is maintained as such rather than that under the new law the whole game descend to the low level of a lot of promoters scrambling for money."

Whether the fight fans had their fill of fight on Wednesday night or because of bad weather, fear of repetition of being mauled in the scuffle or what not, the applicants for seats at Tom O'Rourke's fight at the Garden last night were so small that O'Rourke called the affair off for the evening. Later at the Metropolitan and other fight centres the sporting men poolpoached the notion that fight fans had refused to turn out because of the troubles they had encountered at the Garden show.

## GREAT PAINTING FOREIGN.

Countess of Carlisle Gives Up Mabuse's "Adoration of the Kings" for \$200,000.

Special Cable Dispatch to THE SUN.  
LONDON, Aug. 31.—The trustees of the National Gallery have bought Mabuse's famous painting "The Adoration of the Kings" for £20,000 (\$200,000) from the Dowager Countess of Carlisle. An official announcement acknowledges the generosity of the Countess, who in accordance with the wishes of her late husband offered the picture to the National Gallery "much below the market value of this marvelous work."

The painting is officially described as being in a more perfect and brilliant state of preservation than any of the great masterpieces of Flemish fifteenth century art. No picture in England, it is said, is better worth preserving to the nation.

The National Art Collections Fund contributed £10,000, the National Gallery £10,000 and the Government conditionally advanced £10,000 and remitted the duty.

Jan Mabuse, whose real name was Jan Gossaert, lived from about 1470 to 1534. He was born in Hainault and died at Antwerp. He was the first painter to introduce the Italian style into Flanders. The painting just bought for the English nation has been at Castle Howard for generations. It is cited in the books as one of the best examples of Mabuse's work. Other works by him are at Palermo, Milan, Hampton Court, Berlin, Munich, the Louvre, Prague and Brussels.

## NURSE SUES FOR \$30,000

For Her Attendance on Chalmers Dale, Stock Exchange Member.

Ida Corey Murray, a nurse, filed suit yesterday against an estate of Chalmers Dale, a member of the Stock Exchange, to recover \$30,000 for services. The complaint states that the nurse attended Mr. Dale between November 10, 1905, and August 17, 1907, when he was ill of dangerous maladies at his country place, Philipstown, N. Y., and during that time he would have no other nurse. The reasonable value of the services was \$30,000, but the executors have refused to pay it, the complaint says.

## SHE FELL THROUGH STREET.

Last Rites for Woman Buried to Her Neck by Washout Cavern.

As Miss Margaret Craven, 39 years old, of 165 Railroad avenue, Jersey City, was crossing Railroad avenue between Barrow street and Jersey avenue last evening the paving stones gave away under her feet and she dropped into an excavation ten feet deep.

The earth and paving blocks closed in around Miss Craven, burying her up to the neck. Albert Wilson, a walking man for the McAdoo Tunnel Company, went to the woman's rescue with a shovel and dug until he was relieved by a gang of Italian laborers.

Meanwhile Miss Craven fainted and somebody sent for a priest, believing that she was dying. The Rev. John J. Murphy of St. Bridget's Catholic Church administered the last rites of the church while a crowd of men stood bareheaded in the rain.

Miss Craven was released after an hour's hard work. She was sent to St. Francis Hospital suffering from many bruises on her arms, legs and body. It is believed that no bones were broken. The cavern occurred directly over the roof of the McAdoo tunnel on the Newark extension. The heavy rainfall washed the earth away, but the paving blocks remained in position until Miss Craven's weight carried them down.

850, NEW YORK TO PACIFIC COAST.

Sept. 1st to Oct. 1st. Lehigh Valley R. R.—Adm.

## RESCUE FROM THE RIGGING

## MOHAWK BRINGS IN THE CREW OF A FOUR MASTER.

All Saved But One Sailor—With the Pump Useless and the Seams Gaping the Men of the Schooner Climbed for Safety—Mate Has a Narrow Escape.

Tragic yarns of forefathers caught in the unrelenting cyclone that heaped up giant breakers on the South Carolina and Georgia coasts will be coming into coastwise ports for the next week or so. The first arrived here yesterday by the Clyde liner Mohawk, Capt. Edmund Kemble, and told of the wreck of the fine old oaken four master Malcolm B. Seavey, Capt. Henry M. Dodge, on the shoals off Cape Romain, about forty-five miles this side of Charleston. Dodge and eight of his men were saved by the Mohawk from the rigging of the schooner and one of the crew, a Portuguese, was swept into the sea and lost.

The Seavey sailed from Tampa, Fla., with a cargo of phosphate on August 18, and had fair weather until Saturday, when a falling glass indicated to her skipper that there was weather coming. His onslaught was sudden and fierce. All the skipper could do was to douse all his sail and drop anchor, being too close inshore to attempt to crawl off against the gale, which on Saturday night was picked wild upon the fiddlestrings of shrouds and ratlines.

The port bow was dropped into eleven fathoms with 100 fathoms of chain. The blast rose even higher and the starboard anchor reinforced the port. The chain held but the anchors did not, and the Seavey began to drift stern on to shore. Early on Sunday morning a comber romped athwart her and carried away nearly all her deckhouses. This is the moment that the Portuguese sailor, known only as Tony to his shipmates, was howled to his death.

The seams of the Seavey opened under the pounding of the seas and there was ten feet of water in her at dawn on Sunday. Manning the pumps became a mere nautical formality. The skipper saw it swiftly, and as there were no miracles in sight he ordered all hands to take to the rigging. He and a sailor went up in the rigging, while the rest of the crew, including the donkey engineer sought safety in the mizzen and the rest of the ship's company went into the fore and main rigging. There was no way of getting at the flag locker, some several fathoms deep, so the men fashioned a signal of distress from a tattered part of a sail and set it just under the main truck.

On Monday evening the after masts, which had been swaying, began to topple. The skipper and the sailor, who were in the jigger rigging, found seas tumbling over them. The jiggermast broke and instantly fell far over and dipped the two men under the sea like a ducking stool. The skipper became entangled in the rigging, but the sailor got himself free and made his way to the main rigging. The mizzenmast fell forward on to the main and Southard and the donkey engineer who were there.

The skipper clung all night to the wildly swaying spar. At daybreak a fine sea was hoisted to him after three unsuccessful throws and he was hauled inboard. He collapsed from weakness and the men took him into the foremast and put him into a part of the flying jib, rigging like a hammock. After a while the seas went down and all hands got water from a butt on the forecastle deck.

Thereafter it was a question of waiting for some coastwise steamship to discover the plight of the Seavey's men. The Clyde liner Mohawk, which had put into Charleston to wait for the gale to moderate before proceeding to this port, headed north on Tuesday morning. Capt. Kemble saw the wreck through his marine glasses and headed for it. This was at 10 A. M., and all the passengers crowded to the rail to see the rescue. Everybody with a camera made an effort to get the photographic details and some did. They showed a good sea on and revealed the shipwrecked men making their way toward the unnumbered or forward part of the schooner to climb out on the jibboom and drop into the lifeboat of the Mohawk as it came under the boom. The fore and main masts were standing and the mizzen leaning against the main. The jigger had disappeared in the tumult and all the after half of the ship was hidden under sea. First Officer E. S. Cole and a crew of volunteers from the Mohawk handled the lifeboat that made the trip through the baffling seas. It was impossible to go alongside the schooner with safety, so the lifeboat so all hands aboard the wreck lowered themselves from a line dangling to the end of the jibboom and dropped into the boat. The last man to leave was the skipper, who insisted on fulfilling the sea tradition that gives that right to him. "He was assisted by his mate," the Mohawk reported, and hearing his men cheer he got out and limped down on deck forward to take command.

## UNCERTAIN AS TO GERAN LAW.

Man Who Said He Was His Father Wanted Reliable Information.

A man who said he was Assemblyman Elmer H. Geran of Monmouth county, New Jersey, called up the County Clerk's office in Jersey City on the phone yesterday and asked: "Will you please tell me when petitions for the Assembly nominations must be filed?"

"By 4 o'clock on the afternoon of September 1," replied William Wilkie, one of the clerks.

"Are you sure it isn't September 6?" "Sure as shooting," said Wilkie. "Section 334 of the Geran act provides that petitions must be filed twenty-five days before the primaries."

"Oh!" responded the man who said he was Assemblyman Geran. "I'll send my clerk up for a copy of the law."

The clerk hadn't arrived up to the time the County Clerk's office was closed for the day.

Assemblyman Geran, who introduced and fathered the so-called Geran act, has a law office in Jersey City.

## CHOLERA SPREADS IN ITALY.

People Flee From Lghorn—Crazed Mob Attack and Threaten Officials.

Special Cable Dispatch to THE SUN.  
MIAN, Aug. 31.—Newspapers declare that the cholera is spreading and that its ravages have become alarming. They quote Premier Giolitti as admitting that 800 towns and villages are stricken.

The papers say that three-fourths of the population of Lghorn have fled. The city has asked the Government for \$100,000 to relieve the distress. The majority of those who were stricken with cholera have died.

The epidemic is severe in Liguria and the Genoa Riviera. It has become worse in the province of Venice. There are 200 cases at Chioggia.

Conditions in Calabria and Sicily are represented as serious. Scenes like those enacted in Verbania several days ago, when officials were killed, are being enacted or threatened. The peasantry are convinced that the Government is poisoning the wells and men are cleaning fire-arms and sharpening tools in determination to wreak vengeance on the officials.

The villagers of Gricella have murdered the tax collector with scythes, holding him responsible for the outbreak of cholera.

## ELEVEN SAILED FROM SCHOONER

Had to Stop Pumping Because of Fumes From Chemicals in Cargo.

ATLANTIC CITY, Aug. 30.—Eleven persons, including a woman and two small children, were landed at the Little Egg Harbor life saving station shortly before noon today after having been at sea in the schooner Josie R. Burt, bound from Baltimore for Belfast, Me., with a cargo of fertilizer, which had filled and became unmanageable seven miles off Barnegat at midnight last night.

In the yawl were Capt. H. S. Samson, his wife and two children; N. Patterson, mate; Harold Hanson, Charles Willis, Charles Wesley, Charles Dean, Edward O'Brien and H. J. Morgan Stewart. They were brought ashore at the Little Egg Harbor life saving station by the crew of the Bonds Federal station, who overtook the yawl as it was caught in the breakers off Little Egg Harbor inlet.

The Josie R. Burt, a stanch craft, got into trouble after a hard battle with the gale early last night. Seams opened and the water poured into the hold, forming a combustion with the ingredients of the fertilizer. The crew worked at the pumps until they were overcome by the gases. For five hours they labored with wet coats over their heads to protect themselves from the fumes that filled the hold. At 10 o'clock last night they seemed to be getting the better of the leak when the gale struck them with renewed force. By midnight the schooner was listing dangerously. Water filled the hold and the crew decided to abandon the ship.

Mrs. Samson and the children are recovering from the effects of their exposure.

## THE ROCKEFELLER REUNION.

John D. Wasn't There, but They Figured Out His Ancestry.

POTOMACK, Aug. 31.—At the reunion of the Rockefeller Family Association here to-day light was shed on the ancestry of John D. Rockefeller, the oil king, the most important member of the family, who sent his regrets and best wishes for the success of the gathering under an invitation for the association to visit him to-morrow at his home near Tarrytown.

Benjamin F. Rockefeller, the president of the association, a third cousin of John D. Rockefeller, acknowledged that most of the Rockefellers were prosperous. John D. simply acquiesced in the superlative degree a family trait, he said. At the same time, he added, the Rockefellers as a group are bright, clever and interesting. They had a good, merry time all day, closing with a dinner to-night at the Nelson Hotel.

Uncle Clint Rockefeller of Red Hook, a veteran member of the family, said to-night that he was sorry he couldn't go down to see John D. at Tarrytown to-morrow, but the apple crop up in his home borough needs harvesting and he couldn't spare any more time. Uncle Clint is past 80, so it seems that John D. isn't the only aged Rockefeller who keeps up an active interest in current business affairs.

Benjamin F. Rockefeller said that there was a mystery all about John D. Rockefeller's ancestry. "My grandfather and his were brothers," he said. "His great-grandfather and his great-grandfather's brother were named John and William, and these names have been preserved in the family. John D. Rockefeller having a brother William, and they have sons who are named John and William."

The original Rockefellers in this country, he said, were John Peter Rockefeller and Diet Rockefeller, who settled here in the eighteenth century. John Peter located in Flemington in 1730 and Diet in Germantown in 1723.

The Rockefeller Family Association is going to make a pilgrimage to Germantown Saturday.

## BULLDOG BITES A WOMAN.

Takes Side With Man in Family Row—At-tack Discloses Ownership.

Patrick McCabe and his wife, Susan, engaged in a dispute last night at their home, 1710 Park avenue. Their words became so warm and their gestures so threatening that a bulldog in the room sprang at Mrs. McCabe in defence of his master and bit her on the right leg. A policeman called Dr. Ritter from Harlem Hospital and the surgeon cauterized Mrs. McCabe's wound. The dog was taken to the East 126th street station to be turned over to the Health Department.

On the dog's collar the policeman saw the name of Rudolph L. Cherung of 539 West 163d street. Mr. Cherung was notified and at the station house he recognized the dog as one which had disappeared on July 1. He said that it was a thoroughbred dog and that its name was Bill. When Mr. Cherung spoke to the dog it whined and wanted to lick his hand. McCabe was called and asked what he knew about the dog. He had found it at the corner of Broadway and 14th street, he said, and took it home. The dog was kept at the station house to be examined for rabies. If it is all right it will be returned to Mr. Cherung.

## NEW LONG BRANCH TIME TABLE.

Pennsylvania Railroad effective September 5. Some Saturdays only, trains withdrawn—Adm.

## RAIN IN 7 DAYS 6.52 INCHES

## ALMOST A RECORD FOR A STEADY DOWNPOUR IN AUGUST.

Beaten Only by a Nine Day Fall in 1875—Storm From South Have Heeded Out to Sea and There's Hope for Fairer Skies—Water Supply Much Aided.

The invasion of the Southern storm that has been whirling, losing energy meanwhile, in Georgia and South Carolina since last Saturday helped to make an unusual August rainfall, the greatest on record for any seven consecutive days of the month.

There have been nine rainy days hand running in August in which more water has been measured officially in this town, and those were from August 13 to 22 in 1875. The total then was 6.56 inches. The total up to about 11 o'clock last night, when the measures of cloud spillings went home, was 6.52. It looked then as if the prophecy of the local prophet that it probably would be clear to-day might be fulfilled.

The Southern disturbance has struck out to sea between Atlantic City and Nantucket to shake up the lines a bit. It was not in its passage a thing to make skippers fearful. The highest wind it raised hereabout, from the east, was less than thirty miles. Up at Nantucket it got a higher gait on, forty-six miles, but it is not great for Nantucket. But it may develop in the open. Its fitting hence is one of the reasons that the Weather Bureau has for believing that the rain is over.

So far there has been this August 7.59 inches of rain, which is 2.86 in excess of the normal for the month. More than all this excess, that is 3.21 inches, fell between midnight on Wednesday and 8:15 o'clock last night, and this is considered some moisture for so brief a period, but not a record.

Forecaster James H. Scarr, who used to farm in Kansas, remarked that he was glad that the spigot had been turned on wet and properly, as it would be godsend to the farmers. Commissioner Thompson of the Water Department said that the farmers were not getting as much as the city folk; that is the farmers at Croton. This means that the moisture was not so deep inland as it was on the coast. Mr. Scarr verified this.

The rain and gloom belt was narrow, but quite long. Naturally all the seaside resorts, where there is a lot of water that does not fall perpendicularly, got a lot of it and did not appreciate it. That is why the trains coming from the seashore were crowded and the trains going down were not. The weather chart was polka dotted with the cloud mark from Maine to the very end of Florida.

The rain ceased shortly before 11 o'clock last night.

## STARVATION IN BAFFIN LAND.

Vessel With Supplies for Mission Breaks Down on the Way.

ST. JOHN'S, Newfoundland, Aug. 31.—Starvation awaits the community of 400 natives on the desolate shore of Baffin Land during the approaching winter, unless the supplies now lying at Okak, having been landed from the disabled auxiliary steam vessel Burleigh, are forwarded to their destination. Unless means of transport are quickly arranged here it will be impossible to reach the missionary post before the close of navigation.

The Rev. E. J. Peck, English church missionary, reached here by the Labrador mail steamer Solway last evening to charter a steamer to transfer the stores from Okak to Lake Harbor, Baffin Land, a distance of nearly 500 miles. No stores have been taken to the post since 1902, when only two years supply was landed there by the young missionaries Billy and Fleming. Failure to replenish the exhausted stock might mean starvation to those depending on the mission.

The first message reported indicated that the Government steamer Minto was ashore. The Minto assisted the Burleigh into Hudson's Bay. The Burleigh was making twelve inches of water an hour when she was forced to abandon her voyage and put in at Okak, where she effected temporary repairs.

## SENATOR'S SON WEDS NURSE.

John Ellerton Lodge Met Boston Girl While Ill in Hospital.

BOSTON, Aug. 31.—John Ellerton Lodge, the son of Senator Henry Cabot Lodge, and Mary Connolly, a trained nurse of Carmel Hospital, were married to-day in the Cathedral of the Holy Cross by the Rev. Father Finigan.

The wedding was very quiet. Senator and Mrs. Lodge, Representative Augustus B. Gardner, the Senator's brother-in-law, and Mrs. G. C. Lodge, the widow of Senator Lodge's son, who died recently, were present.

Young Lodge and Miss Connolly met last December when the Senator's son was ill and Miss Connolly attended him in the hospital. Miss Connolly told her friends of her engagement when her patient was discharged, but the Senator denied that his son was to marry Miss Connolly.

## CARDINAL'S TOMB RIFLED.

Coffin of Famous Churchman Stolen at Nancy, France.

Special Cable Dispatch to THE SUN.  
NANCY, Aug. 31.—The puzzling series of thefts of historical treasures continues. The last of the kind is the theft of the coffin and remains of the famous Cardinal de Lorraine, who died in 1670.

The relics have disappeared from this city and the police have been absolutely unable to find the slightest trace of their whereabouts.

## ABRUZZI COMMANDS FORTRESS.

Duke Placed in Charge at Brindisi—Port Hurriedly Strengthened.

Special Cable Dispatch to THE SUN.  
ROME, Aug. 31.—The Duke of the Abruzzi has been appointed Admiral in command of the port of Brindisi, which has been hurriedly fortified.

## TWENTY WOMEN DUELISTS.

Challenges Four in on Toulouse Editor—Must Fight for Sake of His Sex?

Special Cable Dispatch to THE SUN.  
TOULOUSE, Aug. 31.—The refusal of M. Massat to fight a duel with Mlle. Arria By has brought upon him some twenty other challenges from women who wish to fight the editor either with pistols or swords.

Mlle. Caroline Kaufmann has invited Massat to fight with pistols at twenty paces and after that she says she will take him on with swords. Mlle. Kaufmann is a champion with both arms in a military as well as a physical sense.

M. Massat has been advised by friends that for the sake of his sex he should accept at least one of the propositions made by Mlle. Kaufmann.

## NOT EXEMPT FROM TAXATION.

Opinion That the Postal Savings Deposits Are Subject to Tax.

ALBANY, Aug. 31.—Attorney-General Carmody has advised the State Tax Commission that money on deposit in postal savings banks are subject to taxation. In an opinion on this question the Attorney-General says that while it may well be urged that the same consideration which prompted the Legislature by the enactment of the provision to exempt savings bank deposits from tax, applies with equal force to deposits in postal savings banks, he is nevertheless of the opinion that it does not extend or apply to this character of deposits.

The Attorney-General says further that the State tax law, which exempts from taxation the deposits in any bank for savings which are due depositors, was intended to apply only to savings banks as they were provided for in the State banking law.

## CLASH OVER BIRD KILLER.

Montclair and the State Game Warden at Odds.

MONTCLAIR, N. J., Aug. 31.—Acting Town Attorney John Weller will apply to-morrow to Judge Samuel Kallish of the New Jersey Supreme Court for the release of Peter Stevens, who is locked up in the county jail at Newark in default of payment of \$100 fine for shooting birds on the Crescent in this town on August 17.

Stevens had a hearing yesterday before Justice of the Peace Cadmus in Bloomfield on the charge of shooting starlings. He had no counsel and the hearing was over before the Montclair officials who have undertaken the defence of Stevens were aware that he had been arrested. It is asserted by the Montclair officials that Stevens' arrest by the State game warden was illegal, as he had already been arrested on the charge of killing a bird, and had been arraigned before Justice of the Peace Yost in this town.

Town Attorney Weller will try to have the proceedings in Justice Cadmus' court set aside.

## KEENE UNDER X-RAYS.

Doctors Postpone Operation After a Second Examination.

Special Cable Dispatch to THE SUN.  
LONDON, Aug. 31.—James R. Keene went under the X-rays again to-day and the physicians decided to wait another forty-eight hours before deciding upon an operation.

In the meantime Mr. Keene is quite comfortable. He went for a drive again to-day and seemed in the best of spirits.

## CHILD'S BANK IN COURT.

It Contained \$15 and Saved the Father From Going to Jail.

BUFFALO, Aug. 31.—Mrs. John Moos, wife of a railroad switchman, appeared in the City Court this afternoon with a child's savings bank, with the contents of which she proposed paying an installment on her husband's fine.

"This is my little boy's bank," said Mrs. Moos, "and I hate to use this money, but we can't get along unless the man is drawing wages."

Moos had been fined \$50 for an assault. A woman swore he tried to choke her to death. He claimed it was a case of mistaken identity. Moos was able to produce \$10 and was ordered to jail, but his wife was told that if she came with \$25 more she could have her husband on probation. It took quite a while to count the contents of the kid's bank, as the money consisted entirely of pennies. When the clerk of the court had raked in the copper Moos was allowed to go with the understanding that he would pay the balance of \$25 within a certain interval.

## DYNAMITE CURES KARACHE.

Blows Off Experimenter's Head Before He Has Chance to Apply It.

SHREVEPORT, La., Aug. 31.—Fellow employees told James Donovan of the Dolinger Lumber Company in Bossier parish that the nitroglycerine in dynamite would stop carache.

It did. Donovan was buried to-morrow. Donovan, who was foreman of a field gang, had been a sufferer from carache for several months, the result of a dive. When one of the men suggested dynamite he decided to try it. Taking up a lump he began squeezing out the glycerine.

Then he thought he detected a foreign substance and bent over to examine it, asking as he did so that some one bring him a match.

There was an explosion and Donovan's head was blown almost from his shoulders and several persons were struck by flying debris.

## EMMY WEHLEN OPERATED ON.

Actress Held Up by Appendicitis—Booked for Leading Part Here.

Special Cable Dispatch to THE SUN.  
LONDON, Aug. 31.—Emmy Wehlen, the actress who is to take the leading part in "The Lilac Domino" at the Globe Theatre in New York, did not sail for the United States on Tuesday as she was booked to. Instead she was operated on for appendicitis.